

IT IS SO ORDERED.

Dated: 04:14 PM October 27 2009



200831472
(iss)

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
AT AKRON

IN RE:

Kevin R Bechke
Tracie M Bechke

Debtors

Case No. 08-52126

Chapter 13
Judge Marilyn Shea-Stonum

AGREED ORDER OF OHIO HOUSING
FINANCE AGENCY BY AND THROUGH
U.S. BANK, N.A. ITS SERVICER
FOR RELIEF FROM STAY (PROPERTY
ADDRESS: 610 WEST DRIVE,
BRUNSWICK, OHIO 44212)

This matter came to be considered on the Motion for Relief From Stay (the "Motion") filed by Ohio Housing Finance Agency by and through U.S. Bank, N.A. its servicer ("Movant").

Movant has alleged that good cause exists for granting the Motion and that Debtors, counsel for Debtors, the Chapter 13 Trustee, and all

other necessary parties were served with this Motion and with notice of the hearing date for this Motion; and

The parties have entered into an agreement resolving the Motion, the terms of which are set forth as follows: The post-petition arrearage due as of October, 2009, is \$1,182.52, which amount consists of 16 payments (7/08 through 10/09) at \$37.97 each, and \$425.00 for attorney fees associated with the Motion and \$150.00 court costs incurred herein for filing the Motion.

In order to cure said post-petition arrearage, Creditor is permitted to file a Supplemental Proof of Claim in the amount of \$1,182.52.

All payments shall be tendered to:

U.S. Bank Home Mortgage
4801 Frederica Street
Owensboro, KY 42301

This payment address is subject to change.

Failure by the Debtors to make any payment described above shall constitute a default.

IT IS THEREFORE, ORDERED:

1. The Debtors shall maintain regular monthly post-petition payments to Movant outside the Chapter 13 plan beginning with a payment due November 1, 2009. Failure by the Debtors to make any payment

within **15** days of the date due shall constitute a default.

2. Upon the existence of a default, Movant's counsel may send Debtors and counsel for Debtors a 10-day notice of Movant's intent to file an affidavit and proposed order granting relief from stay.

3. If the default is not cured within that 10-day period, then upon the filing of an affidavit by Movant attesting to the default by the Debtors, an Order shall be entered without further hearing, terminating the stay imposed by Section 362(a) of the Bankruptcy Code

with respect to Movant, its successors and assigns. **The only ground
for objection to such an Order shall be that payments were timely made.**

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SUBMITTED BY:

APPROVED BY:

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